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UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

BLAKE A. FIELD, Plaintiff, vs. GOOGLE INC., Defendant.	No. CV-S-04-0413-RCJ-LRL **STIPULATION AND [PROPOSED] ORDER DIRECTING THE CLERK TO ENTER JUDGMENT IN FAVOR OF GOOGLE INC. RE: ATTORNEY'S FEES & DISMISSING WITHOUT PREJUDICE GOOGLE INC.'S COUNTERCLAIMS**
AND RELATED COUNTERCLAIMS	

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Pursuant to Local Rules 6-2, 7-1 and 54-16, defendant Google Inc. ("Google") and plaintiff Blake A. Field ("Field") jointly submit this stipulation.

WHEREAS, on January 19, 2006, the Clerk entered judgment in this action in favor of Google pursuant to an Order of this Court dated January 19, 2006 granting Google's Motion for Summary Judgment;

WHEREAS, pursuant to Local Rule 54-16 and Federal Rule of Civil Procedure 54(d)(2), Google's deadline for filing a motion for attorney's fees and costs as the prevailing party is currently scheduled for 14 days after entry of judgment, February 2, 2006;

WHEREAS, rather than incur the additional expense and uncertainty of proceedings concerning attorney's fees and recoverable costs, the parties agree that pursuant to 17 U.S.C. §505, Google is the prevailing party, is entitled to an award of attorney's fees and costs, and the appropriate and reasonable amount of fees and costs to be awarded against Field in favor of Google in this matter is $100,000.00 and hereby request that the Court direct the clerk to enter judgment in Google's favor in that amount;

WHEREAS, the parties agree that while the Court entered judgment in Google's favor on January 19, 2006 regarding Field's claims for relief, this judgment did not expressly dispose of Google's counterclaims for declaratory relief in this action;

WHEREAS, the parties agree that Google's counterclaims shall be dismissed without prejudice pursuant to Federal Rules of Civil Procedure 41(a)(1) and 41(c) and that each party shall bear its own costs and fees with respect to Google's counterclaims.

Defendant Google and plaintiff Field hereby stipulate that:

(1) The clerk shall enter judgment in defendant Google's favor as the prevailing party against plaintiff Field in the amount of $100,000.00 for attorney's fees and costs incurred in this action;

(2) Google's counterclaims are dismissed without prejudice pursuant to stipulation and Federal Rule of Civil Procedure 41(a)(1).

Dated: January 26, 2006

SNELL & WILMER L.L.P.

By: /s/ David H. Kramer
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Attorneys for GOOGLE, INC.

Dated: January 26, 2006

BLAKE A. FIELD

By: /s/ Blake A. Field
Blake A. Field
Nevada Bar No. 8800
9805 Double Rock Dr.
Las Vegas, NV 89134

Pro Se Plaintiff

ORDER

Pursuant to stipulation of the parties:

(1) The clerk shall enter judgment in defendant Google's favor as the prevailing party against plaintiff Field in the amount of $100,000.00 for attorney's fees and costs incurred in this action; and

(2) Google's counterclaims are dismissed without prejudice pursuant to stipulation and Federal Rule of Civil Procedure 41(a)(1).

IT IS SO ORDERED.

Robert C. Jones
UNITED STATES DISTRICT JUDGE
DATED:

CERTIFICATION

I, David H. Kramer, am the ECF User whose identification and password are being used to file this **STIPULATION AND [PROPOSED] ORDER DIRECTING THE CLERK TO ENTER JUDGMENT IN FAVOR OF GOOGLE INC. RE: ATTORNEY'S FEES & DISMISSING WITHOUT PREJUDICE GOOGLE INC.'S COUNTERCLAIMS**. I hereby attest that all parties have concurred in this filing.

DATED: January 26, 2006

WILSON SONSINI GOODRICH & ROSATI
Professional Corporation

By: /s/ David H. Kramer
David H. Kramer
Attorneys for Defendant Google Inc.

CERTIFICATE OF EMAIL AND U.S. MAIL

I certify that a true and correct copy of the foregoing **STIPULATION AND [PROPOSED] ORDER DIRECTING THE CLERK TO ENTER JUDGMENT IN FAVOR OF GOOGLE INC. RE: ATTORNEY'S FEES & DISMISSING WITHOUT PREJUDICE GOOGLE INC.'S COUNTERCLAIMS** were served this 26th day of January 2006, via electronic mail to blakeafield@hotmail.com and by placing same in the United States mail, postage prepaid, addressed to the following:

Blake A. Field
9805 Double Rock Drive
Las Vegas, NV 89134
Pro Se Plaintiff

/s/ David H. Kramer
Wilson Sonsini Goodrich & Rosati